

INFORMATION DISCLOSURE STATEMENT

Applicant : Kagan et al.
App. No : 10/698,148
Filed : October 31, 2003
For : APPARATUS AND METHODS FOR
TREATMENT OF MORBID OBESITY
Examiner : Phillip A. Gray
Art Unit : 3767

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Bryan Wahl, Reg. No. 58,878

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Enclosed for filing in the above-identified application is a PTO/SB/08 Equivalent listing 5 references to be considered by the Examiner. Also enclosed are 2 foreign patent references and/or non-patent literature as listed on the Information Disclosure Statement.

Identification herein is not admission that the cited references are prior art to the above-mentioned application.

CERTIFICATION UNDER 37 C.F.R. § 1.97(e)(1)

I hereby certify that each item of information contained in this Statement was first cited in a communication from a foreign Patent Office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

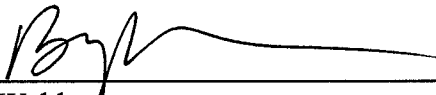
Thus, no fee is required as set forth in 37 C.F.R. § 1.97(c), however, the Commissioner is hereby authorized to charge any additional fees which may be required or to credit any overpayment to Account No. 11-1410.

Appl. No. : 10/698,148
Filed : October 31, 2003

Docket No. VALTX.001A
Customer No. 20,995

Respectfully submitted,
KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: 11/31/08

By: 
Bryan Wahl
Registration No. 58,878
Attorney of Record
Customer No. 20,995
(415) 954-4114

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